

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	Susanne Moira Brown, et al.)	
SERIAL NO.:	10/579,606)	EXAMINER: KINSEY WHITE,
FILED:	May 16, 2006)	NICOLE
TITLE:	Mutant Herpes Simplex Viruses)	ART UNIT: 1648
	Comprising Nucleic Acid Encoding A)	CONFIRMATION NO.: 9388
	Nitroreductase (as amended))	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application.

TIME OF TRANSMITTAL

This Information Disclosure Statement is being submitted under 37 CFR § 1.97(c). This Statement is filed after three months from the filing date of the national application, after three months from the date of entry into national stage under 37 CFR § 1.491, after the mailing of a first Office Action on the merits, or after the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114, but before the mailing date of any of:

- (a) a final action under 37 CFR § 1.113;
- (b) a notice of allowance under 37 CFR § 1.311; or
- (c) an action that otherwise closes prosecution in the application.

The undersigned hereby authorizes the United States Patent and Trademark Office to charge the amount of \$180 to Deposit Account No. 19-5117 in accordance with 37 CFR §§1.97(c) and 1.17(p). The undersigned hereby authorizes the charging of any deficiency of fees submitted herewith to Deposit Account No. 19-5117.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of interest herein and consideration and citation of as interest by Examiner is respectfully requested.

Respectfully submitted,

Date: February 29, 2008

A handwritten signature in cursive script that reads "Mary Breen Smith". The signature is written in dark ink and is positioned above the printed name and address.

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